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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Meyer, O. et al) Art Unit: 1625
Serial No. : 10/075,956) Examiner: Owens, A. A.
Confirmation No. :
Filed : February 14, 2002
For : Continuous Process for Preparing Dihydropyrones
Docket No. : 1/1190 US

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OFFICE OF PETITION
Commissioner for Patents
Washington, D.C. 20231

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PETITIONS OFFICE

PETITION TO WITHDRAW FROM ISSUE UNDER RULE 313(c)(2)

Applicants hereby petition under 37 CFR 1.313(c)(2) to withdraw the above-identified application from Issue for the purpose of filing a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. It was recently discovered that there are several references Applicants would like the Examiner to consider on the record. The RCE is being filed in order to file an Information Disclosure Statement to submit these references. The RCE and Petition papers are being filed concurrently herewith by facsimile.

The fee for this Petition is \$130.00 under 37 CFR 1.17(h). The Commissioner is hereby authorized to charge this and any other fee required for this Petition to Deposit Account No. 02-2955. Applicants also request a refund of the paid issue fee if such refund is authorized, with the funds to be credited to the above noted Deposit Account.

Respectfully submitted,



Anthony P. Bottino
Reg. No. 41,629

Patent Department
Boehringer Ingelheim Corp.
900 Ridgebury Road
P.O. Box 368
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Date: October 2, 2002

Certificate of Facsimile Transmission
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office at the following fax # (703) 308-6916:
Office of Petition
Assistant Commissioner For Patents
Washington, DC 20231
on October 2, 2002


Anthony P. Bottino

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**Boehringer
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Telefax

**Karen Creasy
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Commissioner for Patents
703-308-6916**

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Petition to Withdraw from Issue under Rule 313(C)(2)

**Anthony P. Bottino
Telephone 203-791-6764
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Dear Ms Creasy:

**900 Ridgebury Rd/P.O. Box 368
Ridgefield, CT 06877-0368**

Please find attached the Transmittal Letter for Information Disclosure Statement for Attorney Docket No. 1/1190, Serial No. 10/075,956, and a copy of our Issue Fee Transmittal dated October 1, 2002.

Very truly yours,

Anthony P. Bottino

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